

CITY OF TOLEDO



DEPARTMENT OF PUBLIC UTILITIES

May 8, 2009

CERTIFIED

Charlie Kim
Twin Oak Cleaners
2808 W. Sylvania Ave.
Toledo, OH 43613

Re: Notice of Violation Regarding Twin Oak Cleaners [0448011227]

Dear Mr. Kim:

Enclosed, please find a "Notice of Violation" for Twin Oak Cleaners, 0448011227, located at 2808 W. Sylvania Ave., Toledo, Ohio. Please review this document carefully as some action is required on your part.

If you have any questions regarding this matter, feel free to contact me at (419) 936 - 3955.

Sincerely,

A handwritten signature in cursive script that reads "Pamela Barnhart".

Pamela Barnhart
Environmental Engineer - Air Section

cc: Tim Murphy, Commissioner, TDES
Karen Granata, Air Chief, TDES
Robert Lopez, TDES
John Paulian, Ohio EPA
Lisa Holscher, U.S. EPA

NOTICE OF VIOLATION

The City of Toledo Division of Environmental Services (TDES) hereby serves notice that:

Twin Oak Cleaners
Premise Number 0448011227
2808 W. Sylvania Ave.
Toledo, Ohio 43613

has violated the following environmental laws, orders, rules, or regulations on the indicated dates at the above address.

Dates of Violations

May 7, 2009

Regulations Violated	Description of Violations
<p>40 CFR Part 63.322(k) and 63.324(d)(3); Permit to Operate (PTO), terms C.1. and C.3. for emissions unit D001.</p> <p>The permittee is required to perform weekly visual inspections as part of a leak detection and repair program.</p> <p>The permittee is required to maintain a log of the results of all visual inspections, including the dates when the dry cleaning system components were inspected for leaks and the name and location of dry cleaning system components where leaks were detected.</p>	<p>On May 7, 2009, during a facility inspection, the permittee had a checklist indicating daily visual inspections for leaks were recorded but the records were vague on what was actually checked for leaks.</p>
<p>40 CFR Part 63.324(d) PTO term C.3.a., b., and c.</p> <p>The permittee is required to have receipts of perc purchases and maintain a log of the monthly perc purchases; along with the rolling, 12-month summation of perc consumption.</p>	<p>The owner said there were receipts of perchloroethylene but had no records of the rolling, 12-month summation of perc consumption.</p>
<p>40 CFR Part 63.324 (f)</p> <p>A notification of compliance status was to be sent by registered mail on or before July 28, 2008 to indicate if the permittee is in compliance with 63.322.</p>	<p>The notification of compliance status was not sent to Ohio EPA or to Environmental Services.</p>
<p>40 CFR 63.322(o)</p>	<p>There were no records or indication that the halogenated detector or PCE gas</p>

Once a month, the permittee is to conduct the leak inspections of Part II, section C.1. of the permit using a halogenated detector or PCE gas analyzer.

analyzer was used to detect leaks on a monthly basis.

The above violation(s) may subject the violator to **penalties** of up to \$25,000 per violation. It is possible that a penalty will be assessed in this case. If a penalty is to be assessed, the amount will be determined after your response is reviewed

Required Actions

Within 14 days of receipt of this Notice of Violation, the permittee shall:

1. Abate the violations or provide for an acceptable remedy.
2. Reply in writing to this Notice of Violation within fourteen days of receipt. The reply shall include:
 - a. descriptions and dates of actions taken thus far to abate the violation;
 - b. descriptions and expeditious time schedule of actions yet to be taken to remedy the violations; and
 - c. descriptions of actions taken or to be taken to prevent recurrence of the violations.

Recommended Remedial Actions

It is recommended that you consider the following suggestions:

1. Implement all monitoring, recordkeeping, reporting and testing requirements of the Permit to Operate at Twin Oak Cleaners.
2. Implement the additional requirements of the amended MACT, 40 CFR 63, subpart M, in particular Parts 63.322(o) and 63.324(f).
3. Once you are in compliance with the above, send in the Notification of Compliance Status Report forms to the 4 locations stated on the form by registered mail.
4. Provide your response to this NOV within 14 days of receipt to avoid further enforcement action.

Your written response and questions regarding this Notice of Violation should be directed to Pamela Barnhart at Toledo Division of Environmental Services, 348 S. Erie Street, Toledo, Ohio 43604, or call (419) 936-3955.